



**Environmental  
Protection Agency**

**Governor  
Lt. Governor  
Director**

PROTÉGÉ ENERGY II LLC  
MARTIN THALKEN  
5100 E SKELLY DR STE 555  
TULSA

12/27/2011

OK 74135

RE: Approval for coverage under Ohio EPA General Permit OHC000003

STORM WATER ASSOCIATED WITH CONSTRUCTION ACTIVITY.

Dear Applicant:

The Ohio Environmental Protection Agency has received a Notice of Intent (NOI) for coverage under the above referenced general permit for:

**Facility Name: EISENBARTH SITE**

**Facility Street / Location: W OF LONG RIDGE RD & TR 969**

**County: Monroe**

**City(ies) and Township(s): CLARINGTON ; OHIO**

**Ohio EPA Facility Permit Number: OGC01705\*AG**

This site/facility is approved for coverage under the above referenced Ohio EPA construction general permit (CGP). Please use your Ohio EPA facility permit number in all future correspondences. Please familiarize yourself with your permit. The permit contains requirements and prohibitions with which you must comply. Coverage remains in effect until a renewal general permit is issued and Ohio EPA has contacted you in writing instructing you to request continuing permit coverage.

Be aware that if more than one operator, as defined in the permit, will be engaged at a site, each operator shall seek coverage under the general permit. One operator shall submit an NOI and the additional operator(s) shall submit a Co-permittee NOI. Co-Permittees are covered under the same facility permit number. There is no fee associated with the Co-permittee NOI form.

Please be aware that this letter only authorizes discharges in accordance with the above referenced Storm Water Construction General Permit. The placement of fill into regulated waters of the state may require a 401 Water Quality Certification and/or Isolated Wetlands Permit from Ohio EPA. For further information on the 401/Isolated Wetlands Program please contact Mr. Jeff Boyles at: (614)644-2012 or at: [Jeffrey.Boyles@epa.state.oh.us](mailto:Jeffrey.Boyles@epa.state.oh.us). Also a Permit-To-Install (PTI) is required for the construction of sanitary or industrial wastewater collection, conveyance, storage, treatment, or disposal facility; unless a specific exemption by rule exists. For more information on the PTI Program please contact the appropriate Division of Surface Water district office (the district within which the project is to be constructed) staff. Failure to obtain the required permits in advance is a violation of Ohio Revised Code 6111 and potentially subjects you to enforcement and civil penalties.

You may obtain additional information, copies of general permits and current forms/instructions from our web site at: <http://www.epa.state.oh.us/dsw/storm/stormform.html>

If you have any further questions, you should contact one of the following:

**OHC000003 (Statewide CGP)**

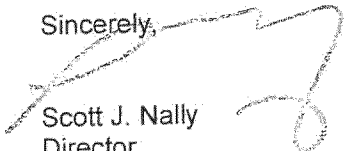
**Mike Joseph (614) 752-0782    michael.joseph@epa.state.oh.us**

**OHCD00001 (Big Darby CGP) and OHCO00001 (Olentangy Permit)**

**Jason Fyffe (614) 728-1793    jason.fyffe@epa.state.oh.us**

**Or by calling (614) 644-2001 and asking to speak with a member of the Storm Water Unit**

Sincerely,



Scott J. Nally  
Director

CC:    A WOLFE

Protection Agency

## Protection Agency General Permit

MJ 12-20-2011  
OGC 01705XAB

(Read accompanying instructions carefully before completing this form)

Submission of this NOI constitutes notice that the party identified in Section I of this form intends to be authorized to discharge into state surface waters under Ohio EPA's NPDES general permit program. Becoming a permittee obligates a discharger to comply with the terms and conditions of the permit. Complete all required information as indicated by the instructions. Forms transmitted by fax will not be accepted. A check for the proper amount must accompany this form and be made payable to "Treasurer, State of Ohio." (See the fee table in Attachment C of the NOI instructions for the appropriate processing fee)

## I. Applicant Information/Mailing Address

Company (Applicant) Name: Protege Energy II LLCMailing (Applicant) Address: 5100 E. Skelly Dr., Ste. 555City: TulsaState: OKZip Code: 74135Contact Person: Martin ThalkenPhone: (918) 728-3092Fax: (918) 728-3096Contact E-Mail Address: mthalken@protege-energy.com

## II. Facility/Site Location Information

Facility Name: Eisenbarth SiteFacility Address/Location: SE 1/4 of Section 32, Monroe County, T2N R3W West of Long Ridge Rd. & T.R. 969City: ClaringtonState: OhioZip Code: 43915County(ies): MonroeTownship(s): OhioFacility Contact Person: Rick PylesPhone: (304) 551-5462

Fax: \_\_\_\_\_

Facility Contact E-Mail Address: rpyles@protege-energy.comLatitude: 39.697700 Longitude: -80.898829 (For Construction & Coal, must complete lat/long & attach map)Receiving Stream or MS4: Unnamed tributary to Opossum Creek

## III. General Permit Information

General Permit Number: OHC000003 Construction Storm WaterInitial Coverage: ☒Renewal Coverage: ☐Type of Activity: All Construction Storm Water - 15 to 15.99 acres disturbed Fee = \$400SIC Code(s): -1 -3 -8 -1

Existing NPDES Permit Number: \_\_\_\_\_

ODNR Coal Mining Application Number: \_\_\_\_\_

Outfall: Design Flow (MGD)

Associated Permit Effluent Table

Latitude

Longitude

Are These Permits Required? PTI \_\_\_\_\_

401 Water Quality Certification \_\_\_\_\_

Isolated Wetland \_\_\_\_\_

US Army Corps of Engineers \_\_\_\_\_

Individual NPDES \_\_\_\_\_

Proposed Project Start Date (MO DY YR): 12 15 11Estimated Completion Date (MO DY YR): 1 15 12Total Land Disturbance (Acres): 15.128

MS4 Drainage Area (Square Miles): \_\_\_\_\_

## IV. Payment Information

Check #: 17910Check Amount: \$400.00

Date of Check (MO DY YR): \_\_\_\_\_

For Ohio EPA Use Only

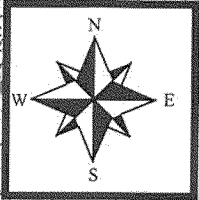
Check ID (OFA): 574595ORG #: 109191Rev ID: 8611917DOC #: 199382

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Applicant Name: Martin L. ThalkenTitle: PresidentApplicant Signature: Martin L. ThalkenDate: 12/6/2011

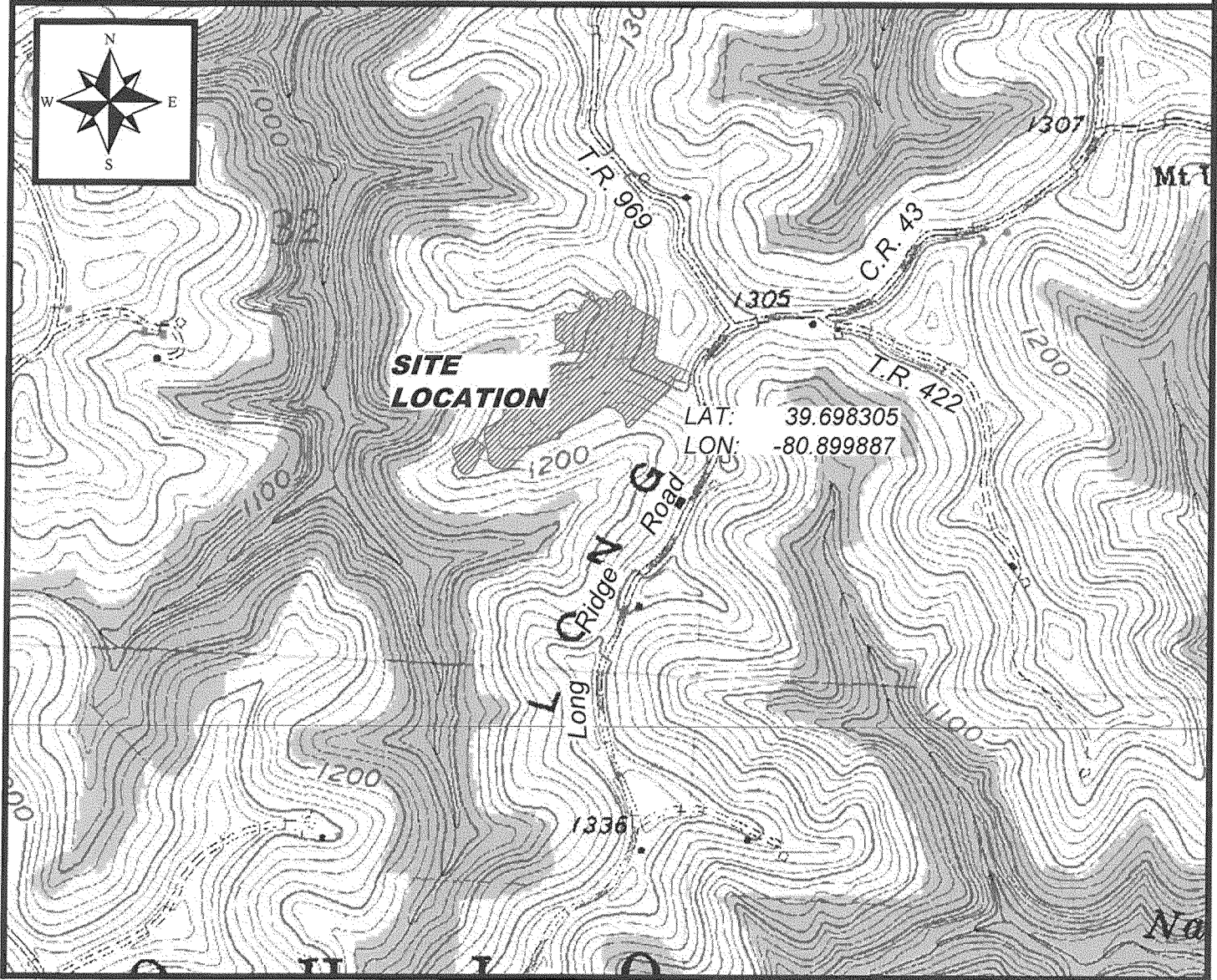
# Protege Energy II, LLC Eisenbarth Site

Located Along Long Ridge Road (C.R. 43)  
Ohio Township, SE  $\frac{1}{4}$  Section 32, T2N R3W  
Monroe County, Ohio  
Contact: Rick Pyles



**SITE  
LOCATION**

LAT: 39.698305  
LON: -80.899887



## LOCATION MAP

Scale: 1" = 1000'



342 High St., Box 471, Flushing, Ohio 43977  
Ph: (740) 968-4947, Fax: (740) 968-4225  
[www.hamiltonandassoc.com](http://www.hamiltonandassoc.com)

342 High St., Box 471  
 Flushing, OH 43977  
 Ph: (740) 968-4947  
 Fax: (740) 968-4225  
 e-mail: hamilton@1st.net  
 www.hamiltonandassoc.com



Civil Engineering  
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RECEIVED  
 2011 DEC 19 AM 9:37  
 DEFA / OFA  
 DIVISION FISCAL SECTION

## LETTER OF TRANSMITTAL

**TO:** Ohio Environmental Protection Agency  
 Office of Fiscal Administration  
 P.O. Box 1049  
 Columbus, OH 43216-1049

**DATE:** 12-12-11 **COMM.01008-10**  
**RE:** Eisenbarth Gas Well Site SWP3

**WE ARE SENDING:** ☒ Attached ☐ Under Separate Cover

**BY THE FOLLOWING METHOD:** USPS

DATE	COPIES	DESCRIPTION
12-12-11	1	Cover letter
	2	Completed Notice Of Intent forms
	1	Location Map
	1	Check No. 17910 in the amount of \$400.00

**THESE ARE TRANSMITTED:** ☐ For Your Use ☐ As Requested ☒ For Review/Comment ☐ Returned

### REMARKS

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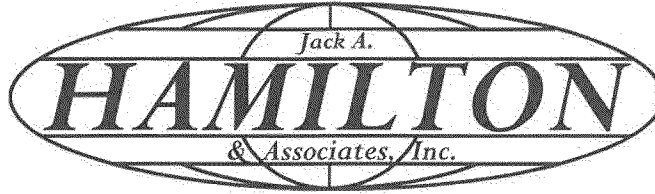
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**COPY TO:** \_\_\_\_\_

**SIGNED:** \_\_\_\_\_

*David J. Barone*  
 David J. Barone

342 High St., Box 471  
Flushing, OH 43977  
Ph: (740) 968-4947  
Fax: (740) 968-4225  
e-mail: [hamilton@1st.net](mailto:hamilton@1st.net)  
[www.hamiltonandassoc.com](http://www.hamiltonandassoc.com)



Civil Engineering  
Land Surveying  
Mine Permitting  
GIS Data Services  
Land Development  
Global Positioning Systems

December 12, 2011

Ohio Environmental Protection Agency  
Office of Fiscal Administration  
P.O. Box 1049  
Columbus, OH 43216-1049

RE: Protégé Energy II LLC  
Notice Of Intent  
Eisenbarth Gas Well Site  
Monroe County, Ohio

Dear Sir or Madam:

On behalf of Protégé Energy II LLC, please find enclosed **two copies** of the NOI form and one copy of the Location Map for the above referenced project for an area approximately 15.13 acres. The area is located along Long Ridge Road (C.R. 43), Ohio Township, Section 32, T2N R3W, Monroe County.

If you should have any questions or need additional information, please do not hesitate to contact this office.

Thank you.

Sincerely,

**Jack A. Hamilton & Associates, Inc.**

David J. Barone  
Civil Designer

Enclosures

RECEIVED  
2011 DEC 15 AM 9:37  
DEPT / OPA  
DIVISION FISCAL SECTION